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6 **UNITED STATES DISTRICT COURT**
7 **SOUTHERN DISTRICT OF CALIFORNIA**
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9 CHARLES E. MOSES, JR.,

10 Petitioner,

11 vs.

12 DR. JEFFREY BEARD, Secretary,

13 Respondent.
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CASE NO. 12cv1003-MMA (JMA)

**ORDER DENYING MOTION FOR
CERTIFICATE OF
APPEALABILITY**

[Doc. No. 40]

15 On June 12, 2014, Petitioner Charles E. Moses, Jr., a state prisoner proceeding
16 *pro se*, filed a notice of appeal of the Court's denial of his petition for writ of habeas
17 corpus, accompanied by a motion for certificate of appealability. [Doc. Nos. 39, 40.]
18 In the Court's previous order denying Petitioner's writ of habeas corpus, the Court
19 considered whether to issue a certificate of appealability, and declined to do so.
20 [Doc. No. 37.] Thus, Petitioner's motion for certificate of appealability is **DENIED**.

21 **IT IS SO ORDERED.**

22 DATED: June 16, 2014

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24 Hon. Michael M. Anello
25 United States District Judge
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